

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	Chapter 11
)	
W. R. GRACE & CO., et al.,)	Case No. 01-01139 (JKF)
)	(Jointly Administered)
Debtors.)	
)	Re: Docket No. 13406

**PRELIMINARY DESIGNATION OF FACT
AND EXPERT WITNESSES RELATING TO THE
ALLEGED LACK OF HAZARD FROM DEBTORS' ASBESTOS
PRODUCTS OF CERTAIN ASBESTOS PROPERTY DAMAGE CLAIMANTS**

Speights & Runyan and The Brandi Law Firm hereby preliminarily designate the following fact and expert witnesses with respect to the issues of the alleged lack of hazard from the Debtors' asbestos products as required by the Amended PD Case Management Order, Exhibit B, dated October 13, 2006 on behalf of the following listed California Property Damage Claimants: #10930-Pacific Freeholds aka 100 Pine Street; #9848-UC Berkeley-ASUC-King Union Bldg; #9849-UC Berkeley-Boalt Hall (Robbins Law Library); #9850 UC Berkeley-Calvin; #9909-UC Berkley-Campbell Hall; #9910-UC Berkeley-Davis Bldg; #9895 UC Berkeley-Eschelman Bldg; #9896 UC Berkeley-Etcheverey Bldg.; #9897 UC Berkeley-Kroeber Bldg.; #9878 UC Berkeley-Lawrence Hall; #9881-UC Berkeley-Wheeler Hall; #9879 UC Berkeley-Zellerbach Center; #9880-UC Berkeley-Zellerbach Playhouse Lobby; #9847 UC Davis-Chemistry Annex; #9846-UC Davis-Mrack Bldg.; #9843 UC Davis-National Primate Center; #9845-UC Davis-Physical Science Library; #9844-UC Davis-Shields Library; #9892-UC Davis Med. Center-Cypress Bldg.; #9891-UC Davis Med. Center-Hospital (East Wing and North Wing); #9890-UC Davis Med. Center-Professional Bldg.; #9869-UC Irvine-Computer Science Bldg.; #9858-UC Irvine-Engineering; #9859-UC Irvine-Medical Center Bldg 53; #9868-UC Irvine-Physical Science (Rowland Hall); #9860-

UC Irvine-Science Lecture Hall; #9851-UC Los Angeles-Boelter Hall; #9852-UC Los Angeles-Hedrick Hall; #9853-UC Los Angeles-Life Sciences; #9854-UC Los Angeles-Math & Science Hallway; #9855-UC Los Angeles-Melnitz Hall; #9856-UC Los Angeles-Rieber Hall; #9857-UC Los Angeles-Sproul Hall; #9882-UC Riverside-A&I Dorms; #9883-UC Riverside-Olmstead Hall Theater; #9885 UC Riverside-Physics 2000 Theater; #9884-UC Riverside-Physics Room 2158; #9887-UC Riverside-Watkins Art Gallery; #9886-UC Riverside-Watkins House; #9840-UC San Diego-Hillcrest Hospital Emergency Dept.; #9841-UC San Diego-Humanities & Social Sciences; #9893-UC San Diego-McGill Hall (ak/a Psychology and Linguistics Bldg.); #9862-UC San Francisco-Ambulatory Care Center; #9863-UC San Francisco-Health Sciences IR East; #9865-UC San Francisco-Health Sciences IR West; #9861-UC San Francisco-Joseph M. Long Hospital (Children's Hospital); #9866-UC San Francisco-Laurel Heights; #9867-UC San Francisco-Millberry Union Bldg.; #9864-UC San Francisco-Moffitt Hospital; #9870-UC Santa Barbara-Biology II; #9871-UC Santa Barbara-Buchanan Hall; #9872-UC Santa Barbara-Campbell Hall; #9873-UC Santa Barbara-Campbell Hall Projection Room; #9874-UC Santa Barbara-Music Bldg.; #9875 UC Santa Barbara-North Hall; #9876 UC Santa Barbara-Psychology Bldg.; #9877 UC Santa Barbara-Student Health Bldg.; #9848-UC Berkeley-ASUC-King Union Bldg; #9849-UC Berkeley-Boalt Hall (Robbins Law Library); #9850 UC Berkeley-Calvin; #9909-UC Berkeley-Campbell Hall; #9910-UC Berkeley-Davis Bldg; #9895 UC Berkeley-Eschelman Bldg; #9896 UC Berkeley-Etcheverey Bldg.; #9897 UC Berkeley-Kroeber Bldg.; #9878 UC Berkeley-Lawrence Hall; #9881-UC Berkeley-Wheeler Hall; #9879 UC Berkeley-Zellerbach Center; #9880-UC Berkeley-Zellerbach Playhouse Lobby; #9847 UC Davis-Chemistry Annex; #9846-UC Davis-Mrack Bldg.; #9843 UC Davis-National Primate Center; #9845-UC Davis-

Physical Science Library; #9844-UC Davis-Shields Library; #9892-UC Davis Med. Center-Cypress Bldg.; #9891-UC Davis Med. Center-Hospital (East Wing and North Wing); #9890-UC Davis Med. Center-Professional Bldg.; #9869-UC Irvine-Computer Science Bldg.; #9858-UC Irvine-Engineering; #9859-UC Irvine-Medical Center Bldg 53; #9868-UC Irvine-Physical Science (Rowland Hall); #9860-UC Irvine-Science Lecture Hall; #9851-UC Los Angeles-Boelter Hall; #9852-UC Los Angeles-Hedrick Hall; #9853-UC Los Angeles-Life Sciences; #9854-UC Los Angeles-Math & Science Hallway; #9855-UC Los Angeles-Melnitz Hall; #9856-UC Los Angeles-Rieber Hall; #9857-UC Los Angeles-Sproul Hall; #9882-UC Riverside-A&I Dorms; #9883-UC Riverside-Olmstead Hall Theater; #9885 UC Riverside-Physics 2000 Theater; #9884-UC Riverside-Physics Room 2158; #9887-UC Riverside-Watkins Art Gallery; #9886-UC Riverside-Watkins House; #9840-UC San Diego-Hillcrest Hospital Emergency Dept.; #9841-UC San Diego-Humanities & Social Sciences; #9893-UC San Diego-McGill Hall (a/k/a Psychology and Linguistics Bldg.); #9862-UC San Francisco-Ambulatory Care Center; #9863-UC San Francisco-Health Sciences IR East; #9865-UC San Francisco-Health Sciences IR West; #9861-UC San Francisco-Joseph M. Long Hospital (Children's Hospital); #9866-UC San Francisco-Laurel Heights; #9867-UC San Francisco-Millberry Union Bldg.; #9864-UC San Francisco-Moffitt Hospital; #9870-UC Santa Barbara-Biology II; #9871-UC Santa Barbara-Buchanan Hall; #9872-UC Santa Barbara-Campbell Hall; #9873-UC Santa Barbara-Campbell Hall Projection Room; #9874-UC Santa Barbara-Music Bldg.; #9875 UC Santa Barbara-North Hall; #9876-UC Santa Barbara-Psychology Bldg.; #9877-UC Santa Barbara-Student Health Bldg.

California State University claims: #10597-Chico Butte Hall, #10621-Chico Physical Science, #9888-Dominguez Hills Education Resource Center, #9838-Fresno McKee Fisk,

#10319-Fresno North Gymnasium, #10303-Fresno Psychology, #9889-Fresno Science, #10053- Fullerton Humanities, #10019-Fullerton Physical Education, #10020-Fullerton PJ&G Pollak Library, #10058-Fullerton Performing Arts, #11962-Hayward Meikle John Hall, #11957-Hayward Music & Business, #9839-Humboldt Forbes PE Complex, #9842-Humboldt Natural Resources Bldg, #10237-Long Beach Main Library, #12616-Long Beach University Theatre, #10018-Pomona Gymnasium (Kellogg), #10078-Pomona Darlene May Gym, #9988-Sacramento Alpine Hall, #9970-Sacramento Kadema Hall, #9928-San Diego Art II, #9925-San Diego – Aztec Center, #10230-San Diego East Commons and East Commons Addition, #9993-San Diego – West Commons, #10160-San Francisco Hensill Hall, #11918-San Jose Cafeteria, #11735-San Luis Obispo Administration, #11819-San Luis Obispo Engineering West and Engineering West Addition, #11817-San Luis Obispo Farm Shop, #11802-San Luis Obispo Mott Physical Education, #11800-San Luis Obispo Research & Development, #11745-San Luis Obispo Transportation, #11876-Stanilaus Drama, #11866-Stanilaus Music.

Fact Witnesses

1. Subject to its reservation of rights, claimant identifies William Ewing or another representative of Compass Environmental, 1751 McCollum Parkway, NW, Kennesaw GA 30144-5908. Representatives of Compass Environmental, including Mr. Ewing may offer testimony regarding inspections of buildings owned by claimants, asbestos-contamination caused by the release of asbestos fibers from Debtors' products, bulk and debris sampling performed, operations and maintenance procedures undertaken to protect workers from exposure to asbestos, the chain of custody of those samples, and that those buildings contain asbestos materials manufactured by W. R. Grace & Co.

2. Subject to its reservation of rights, claimants identify Dr. Donald Pinchin or a representative of Pinchin Environmental, 5749 Coopers Avenue Mississauga, Ontario LAZ 1R9, who will testify regarding the contamination caused by the release of asbestos fibers from Debtors' products in Canadian buildings, the operations and maintenance procedures undertaken to protect workers from exposure to asbestos, as well as the inspection of certain buildings and the chain of custody of samples taken. He may offer testimony in the field asbestos identification and buildings inspections, the need for operations and maintenance procedures to protect workers from asbestos exposure, the causes and effects of asbestos contamination, his work, experience and publications involving, and may testify regarding his expertise and experience with state and federal regulations as they relate to the identification, control and removal of asbestos-containing materials.

3. Subject to its reservation of rights, claimants identify Dr. William Longo or another representative of Materials Analytical Services, 3945 Lakefield Court, Suwannee, GA 30024, who will testify regarding the analytical analysis of samples taken from buildings owned by claimants, the chain of custody of those samples, and that those buildings contain asbestos materials manufactured by W. R. Grace & Co.

4. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Wilfred Archambo taken in *Connecticut Mutual Life v. W. R. Grace & Co.*, on April 24, 1995.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

5. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. C. Roy Babb taken in Bellsouth Communications v. W. R. Grace & Co. on June 30, 1994.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

6. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Harold Bishop taken in State Farm Mutual Insurance Co. v. W. R. Grace & Co., taken on May 13, 1992. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

7. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Ralph J. Bragg taken in Blue Cross and Blue Shield of SC/Multimedia Corporation v. W. R. Grace & Co., taken on January 18, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

8. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Glen Carpenter taken in Galbreath, et al v. United States Gypsum Co., on September 21, 1987.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

9. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Creighton Crowe taken in First Savings Bank, FSB v. W. R. Grace & Co., on September 3, 1992. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

10. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Robert Debastiani taken in Clayton Center Asso. v. W. R. Grace & Co., on September 11, 1991.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

11. Subject to its reservation of rights, claimants may offer the deposition testimony of Dr. Arnold Rosenberg taken in Northridge Company/Southridge Company v. W. R. Grace & Co. on March 11, 1994. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

12. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Raymond Rothfelder taken in Clayton Center Asso v. W. R. Grace & Co., taken on September 4, 1991. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

13. Subject to its reservation of rights, claimants may offer the deposition testimony of Dr. William Smith taken in Mercer University v. National Gypsum Co., taken on January 21 and 22, 1986. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

14. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Wesley Snowden taken in Blue Cross and Blue Shield of SC v. W. R. Grace & Co., taken on April 4, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

15. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Samuel Templeton taken in Greenville County School Dist. v. W. R. Grace

& Co. and Liberty Life Insurance Co. v. W. R. Grace & Co.; taken on January 4, 1984, July 16, 1984 and June 19, 1989. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

16. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Joseph M. Timmons taken in Greenville County School Dist. v. W. R. Grace & Co. on January 5, 1984 and July 12, 1984. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

17. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. James Verhalen, taken in Montana-Dakota Utilities v. W. R. Grace & Co., on August 14, 1991.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

18. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Carter Watson taken in R. Gordon Matthews, et al. v. Fluor Corp., on September 25, 1992.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

19. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Robert Walsh taken in Blue Cross and Blue Shield of SC v. W. R. Grace & Co., on May 24, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

20. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Elwood S. Wood taken in Greenville Hospital Systems v. W. R. Grace &

Co., on January 16, 1988. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

21. Subject to its reservation of rights, claimants may offer the deposition testimony of Dr. Douglas Fowler taken in Blue Cross and Blue Shield of SC v. W. R. Grace & Co. on November 30, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

22. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Floyd Gebert taken in Greenville City Hall v. W. R. Grace & Co. on January 17, 1986.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

23. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. J. Peter Grace taken in Greenville Hospital System and Liberty Life Insurance Co. on August 15, 1989. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

24. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Lloyd Grace taken in Clayton Center Asso v. W. R. Grace & Co. on May 18, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

25. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Charles Guenther taken in Clayton Center Asso v. W. R. Grace & Co on September 12, 1989.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

26. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Earl Lovick taken in Greenville County School Dist. v. W. R. Grace & Co. on December 20, 1983.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

27. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. P. J. Lyons taken in State Farm Mutual Insurance Co. v. W. R. Grace & Co on May 19, 1992.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

28. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Jeremiah McCarthy taken in Pacific Northwest Bell v. W. R. Grace & Co. on March 2, 1988.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

29. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Judson McDougal taken in Clayton Center Asso v. W. R. Grace & Co. on September 12, 1989.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

30. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Kenneth Millian taken in Jasper County/Blue Cross Blue Shield of SC v. W. R. Grace & Co on February 21, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

31. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Donald Mueller taken in In re: Massachusetts Asbestos Cases on March 22, 1984. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

32. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Marvin Odesky taken in the State of Maryland v W. R. Grace & Co., et al on January 14, 1986.

The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

33. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Walter Payment in Greenville News/Blue Cross and Blue Shield of SC v. W. R. Grace & Co. and MDU v. W. R. Grace & Co. on January 16, 1990 and August 29, 1991. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

34. Subject to its reservation of rights, claimants identify Jack Halliwell, Halliwell Engineering Associates Incorporated, 865 Waterman Avenue, East Providence, RI 02914-1340. Mr. Halliwell may testify as to his opinion concerning the knowledge of building owners, designers and applicators about the presence and potential hazard of asbestos in Grace's Monokote products or relating to contamination from those products, Mr. Halliwell

may testify in response to those issues. This expert testimony will, necessarily, include factual testimony regarding these topics as well.

35. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Robert M. Berhinig taken in the State of North Dakota v W. R. Grace & Co., et al on March 7, 1995. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

36. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Elijah David Bossier taken in the Security Homestead Association v W. R. Grace & Co., et al on June 15, 1989. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

37. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. John P. Calahane taken in the Blue Cross/Blue Shield of SC v W. R. Grace & Co., et al on January 19, 1990. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

38. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Roger Cole taken in the City of Greenville v W. R. Grace & Co., et al on December 13, 1985. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

39. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. William Culver taken in the TransAmerica Insurance Corporation of California v. W. R. Grace & Co., et al on June 6, 1995. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

40. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Robert T. Frohlich taken in the Clayton Center Associates v W. R. Grace & Co., et al on September 19, 1991. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

41. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Hal Garrett taken in the Liberty Life Insurance Company v W. R. Grace & Co., et al on June 2, 1989. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

42. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. William A. Garrison taken in the State of North Dakota v W. R. Grace & Co., et al on January 31, 1996. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

43. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Thomas E. Hamilton taken in the Greenville County School District v W. R. Grace & Co., et al on December 19, 1983. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

44. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. George D. Hitchcock taken in the Kershaw County Board of Education v W. R. Grace & Co., et al on November 4, 1986. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

45. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Richard L. Kempthorne taken in the Dock Crowe v Southern Textile Corporation, et al. on August 5, 1986. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

46. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Ross Lee taken in the Los Angeles Unified School District vs. Owens Corning Fiberglas Corp, et al. on February 21, 1992. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

47. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Robert A. Merther taken in the Anderson Memorial Hospital v W. R. Grace & Co., et al on September 18, 1995. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

48. Subject to its reservation of rights, claimants may offer the deposition testimony of Ms. Marjorie Metcalf taken in the Anderson Memorial Hospital v W. R. Grace & Co., et al on December 8, 1994. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

49. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Fred Raymond Moody taken in the Associate Realty Investors/Piedmont Center v W. R. Grace & Co., et al on December 21, 1994. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

50. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Eugene Perrine taken in the State of North Dakota v W. R. Grace & Co., et al on September 7, 1995. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

51. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Paul B. Reif taken in the Richland County School District 1 v W. R. Grace & Co., et al on May 31, 1983. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

52. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Kurt A. Rose taken in the State of North Dakota v W. R. Grace & Co., et al on January 31, 1996. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

53. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Donald J. Ruble taken in the State of North Dakota v W. R. Grace & Co., et al on January 31, 1996. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

54. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Richard Schneider taken in the Richland County School District 1 v W. R. Grace & Co., et al on August 18, 1983. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

55. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Rodney M. Vining taken in the State of North Dakota v W. R. Grace & Co., et al on January 15, 1997. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

56. Subject to its reservation of rights, claimant, The Regents of the University of California may offer testimony of Cliff Bowen. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

57. Subject to its reservation of rights, claimant, The Regents of the University of California may offer testimony of George Getgen. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

58. Subject to its reservation of rights, claimant, California State University System may offer testimony of Glennda Morse. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

59. Subject to its reservation of rights, claimant, California State University System may offer testimony of Lane Koluvek. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

60. Subject to its reservation of rights, claimant, California State University System may offer testimony of Barbara Haber. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

61. Subject to its reservation of rights, claimant, California State University System may offer testimony of Robert Boyd. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

62. Subject to its reservation of rights, claimant, California State University System may offer testimony of Willam van der Pol. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

63. Subject to its reservation of rights, claimant, California State University System may offer testimony of Robert Schulz. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

64. Subject to its reservation of rights, claimant, California State University System may offer testimony of Maryann Rozanski. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

65. Subject to its reservation of rights, claimant, California State University System may offer testimony of Glenna Morse. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

66. Subject to its reservation of rights, claimant, California State University System may offer testimony of David Patterson. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

67. Subject to its reservation of rights, claimant, California State University System may offer testimony of Ron Richardson. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

68. Subject to its reservation of rights, claimant, California State University System may offer testimony of Scott Burns. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

69. Subject to its reservation of rights, claimant, California State University System may offer testimony of Robert Hutson. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

70. Subject to its reservation of rights, claimant, California State University System may offer testimony of Willam Shum. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

71. Subject to its reservation of rights, claimant, California State University System may offer testimony of Mark Hunter. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

72. Subject to its reservation of rights, claimant, California State University System may offer testimony of Robert Gallegos. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

73. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Louise Wilson. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

74. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Gerry Zalkovsky. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

75. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Thomas Walker. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

76. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Ellen O. Hanson. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

77. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Frank Juszyck. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

78. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Celia Green. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

79. Subject to its reservation of rights, claimant, Pacific Freeholds – 100 Pine may offer testimony of Anthony Michael Koblenz. The subject matter and substance of this testimony is the claimant's asbestos abatement, management strategy and the procedures followed to minimize exposure during the asbestos abatement.

80. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Douglas P. Fowler taken in the Gate City Federal Savings Bank v W. R. Grace & Co., et al on January 15, 1993. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

81. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Richard Kempthorne taken in the 7th Day Adventist v W. R. Grace & Co., et al on January 27, 1992. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

82. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Tom Martin taken in the Clayton Center Associates v W. R. Grace & Co., et al on October 3, 1991. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

83. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. Robert A. Murphy taken in the Prince George Center, Inc. v W. R. Grace & Co., et al on December 18, 1995. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

84. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. William B. Reitze taken in the In Re: Johns-Manville Corporation, et al. on June 17, 1986. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

85. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. James Verhalen taken in the University System of New Hampshire vs. National Gypsum, et al. on June 6, 1989. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

86. Subject to its reservation of rights, claimants may offer the deposition testimony of Mr. John Frederick Welch taken in Re: Asbestos School Litigation on November 17, 1988. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

87. Subject to its reservation of rights, claimants may offer the deposition testimony of Julie Chi Sun Yang taken in the Richland County School District One vs. Johns-Manville Sales Corp, et al. on June 1-2, 1983. The subject matter and substance of this testimony is fully set forth in the deposition transcript and exhibits attached thereto.

88. Subject to its reservation of rights, to the extent that the Debtors dispute the authenticity of admissibility of their own documents and records, claimants reserve the right to call or designate the deposition testimony of Grace representatives regarding the source, content and authenticity of Grace's own records.

Expert Witnesses

1. Subject to its reservation of rights, Henry A. Anderson, M.D, 1 West Wilson Street, Room 150, Madison, WI 53702. Dr. Anderson is an epidemiologist and a medical doctor, board certified in Preventative Medicine, specializing in Occupational Medicine. He may offer testimony concerning the potential health effects of exposure to asbestos, including non-occupational and/or environmental exposure such as to in-place asbestos containing materials in buildings. He also may offer testimony concerning medical epidemiology with

regard to asbestos health effects, applicable medical and scientific studies and literature, and as well, related issues of public health policy. He may offer further testimony in response to additional matters or testimony of other experts.

2. Subject to its reservation of rights, William M. Ewing, CIH, Compass Environmental, Inc., 1751 McCollum Parkway, NW, Kennesaw GA 30144-5908. Mr. Ewing is a Certified Industrial Hygienist. He may offer testimony in the field asbestos identification and buildings inspections, the need for operations and maintenance procedures to protect workers from asbestos exposure, the causes and effects of asbestos contamination, his work, experience and publications involving, and may testify regarding his expertise and experience with state and federal regulations as they relate to the identification, control and removal of asbestos-containing materials.

3. Subject to its reservation of rights, claimant identifies Jack Halliwell, Halliwell Engineering Associates Incorporated, 865 Waterman Avenue, East Providence, RI 02914-1340. Mr. Halliwell may testify as to his opinion concerning the knowledge of building owners, designers and applicators about the presence and potential hazard of asbestos in Grace's Monokote products or relating to contamination from those products, Mr. Halliwell may testify in response to those issues. This expert testimony will, necessarily, include factual testimony regarding these topics as well.

4. Dr. William E. Longo, PhD., Materials Analytical Services, Inc., 3945 Lakefield Court, Suwannee, GA 30024. Dr. Longo may testify as to his opinion regarding the identification of products manufactured by W. R. Grace & Co. through the use of scientific constituent analysis techniques.

5. Dr. Donald Pinchin, Pinchin Environmental, 5749 Coopers Avenue Mississauga, Ontario LAZ 1R9. Dr. Pinchin may testify as to his opinions regarding the identification of products manufactured by W. R. Grace & Co. and may further testify regarding his training and experience with respect to the various Provincial asbestos regulations that apply to the identification, control and removal of asbestos-containing materials in the various Canadian Provinces. He may offer testimony in the field asbestos identification and buildings inspections, the need for operations and maintenance procedures to protect workers from asbestos exposure, the causes and effects of asbestos contamination, his work, experience and publications involving, and may testify regarding his expertise and experience with state and federal regulations as they relate to the identification, control and removal of asbestos-containing materials.

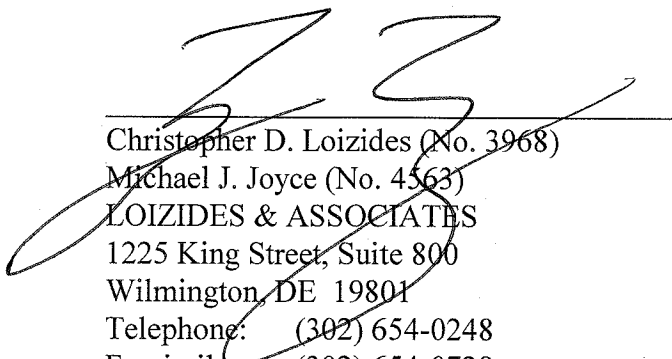
Reservation of Rights

Claimants reserve the right to supplement or amend its preliminary witness lists, witness disclosures, deposition designations, expert reports or other disclosures as new or additional information may become available, or as may be permitted by the applicable rules of procedure or the Court. Specifically, claimants reserve their rights to amend, supplement or add additional witnesses in response to the evidence or witnesses disclosed by the Debtors.

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Additionally, the claimants further reserve the right to name or present new or additional fact or expert witnesses in rebuttal of any fact or expert witness identified by the Debtors and reserve their rights to use testimony identified by any other party.

DATED: December 7, 2006



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